

depending on the Circuit Court for Frederick County as a Court of Equity between Thomas Flanagan complainant and John Cate Mary Cate his wife and others defendants. You are therefore required having first taken the oath hereunto annexed, and also administered the annexed oath to the person whom you shall appoint as to last to attend the execution of this commission, that at such time and place as to you shall seem convenient - you come to come before you all such evidences as shall be named and produced to you by either the complainant or defendants, and that you examine them on their oaths to be by you administered upon the Holy Evangelists of almighty God touching their knowledge or remembrance of anything that may relate to the cause aforesaid, and that you cause notice to be given to the parties or their Attorneys, of the execution of the commission, before you execute the same, and having reduced the depositions of the witnesses so taken by you into writing, you send the same with commission close under your hand and seal, into the Court - as a Court of Equity with all convenient speed.

Witness the Honorable Mason Nelson Judge of our said Court Tenth day of February Anno Domini 1860

Issued the 10<sup>th</sup> day of May 1860

M. Sherry

B. G. Fitzhugh Clerk

Commissioners Oath

You shall according to the best of your skill and Knowledge, truly faithfully and without partiality to any or either of the parties take the examination and depositions of all and every witness and witnesses produced and examined by virtue of the Commission hereunto annexed, upon the interrogatories now or which may hereafter before the said commission is closed, be produced to and left with you by either of said parties So help you God

Thos. M. Holloman

Clerk's Oath

You shall truly faithfully and without partiality to any or either of the parties in this cause, take write down and transcribe, the depositions of all and every the Witnesses and witnesses produced and examined by the commission named in the commission hereunto annexed, as far forth as you are directed and employed by the said commission to take, write down and transcribe the said depositions or any of them. So help you God

M. B. Nelson

Commissioner

Thomas Flanagan } In No 2113 Equity  
 vs } In the Circuit Court for Frederick County  
 John Cate Mary Cate } sitting in Equity  
 his wife and others }

Interrogatories to be propounded to Witnesses to be produced on the part of complainant

Are you acquainted with the parties to this suit or either of them, and which of them if you have known them and each of them

100  
interrogatory